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UNITED STATES DISTRICT COURT2  
DISTRICT OF NEVADA3  
Ubaldo Saldana-Garcia,4  
Petitioner,5  
v.6  
Brian E Williams Sr., et al.,7  
Respondents.8  
Case No. 2:19-cv-00441-APG-BNW9  
**Order Denying Petitioner's Motion to  
Reopen the Case Without Prejudice**10  
(ECF No. 68)11  
This habeas matter is before me on Petitioner Ubaldo Saldana-Garcia's Motion to Reopen  
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the Case ("Motion" (ECF No. 68)). The respondents filed a non-opposition to the motion. ECF  
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No. 69.14  
On January 17, 2024, I administratively closed this action while Petitioner exhausted  
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Grounds I, II, IV, V, VI, VII, VIII, and IX of the Amended Petition. ECF No. 66. Petitioner has  
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completed his state court proceedings and now moves to reopen these federal habeas proceedings  
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and includes a request to allow him to file a second-amended petition. ECF No. 68.18  
In my prior order granting Petitioner's Motion to Stay the Case pending exhaustion of the  
claims contained in his Amended Petition, I ordered that:19  
[W]ith any motion to reopen filed following completion of all state court  
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proceedings pursued, the petitioner: (a) shall attach supplemental exhibits  
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containing the new state court pleadings and the state court written decisions  
thereon; and (b) if the petitioner intends to amend the federal petition, he shall file  
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a motion for leave to amend along with the proposed amended petition or a motion  
for extension of time to move for leave.23  
ECF No. 66 at 5.24  
Petitioner's motion fails to comply with my prior order as he neither attached as  
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supplemental exhibits the new state court pleadings and state court written decision thereon nor  
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filed a motion for leave to amend along with the proposed amended petition or a motion for  
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extension of time to move for leave. Because Petitioner's motion and request for a scheduling  
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order fail to comply with my prior order, I deny without prejudice the motion to reopen the case.

1 I THEREFORE ORDER that Petitioner Ubaldo Saldana-Garcia's Motion to Reopen  
2 the Case ("Motion" (ECF No. 68)), including his request for leave to file a second-amended  
3 petition, is denied without prejudice.

4 Dated: March 7, 2025



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6 ANDREW P. GORDON  
7 CHIEF UNITED STATES DISTRICT JUDGE  
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